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BRACHELLE FIFER

7 UNITED STATES DISTRICT COURT  
8 NORTHERN DISTRICT OF CALIFORNIA  
9

10 UNITED STATES OF AMERICA,  
11  
12 Plaintiff,  
13  
14 v.  
15 BRACHELLE FIFER,  
16 Defendant.

Case No.: CR-05-00617-CW

**STIPULATION AND ~~PROPOSED~~  
ORDER CONTINUING HEARING  
RE SENTENCING**

Oakland Venue

The Honorable Claudia Wilken  
Date: February 13, 2006  
Time: 2:30 p.m.

1 The United States and defendant Brachelle Fifer, through their respective counsel,  
2 stipulate and agree as follows:

3 **RECITALS**

4 1. On October 3, 2005, the defendant Brachelle Fifer plead guilty to one count of  
5 honest services mail fraud before this Court.

6 2. In order to accommodate a thorough submission of information sought by the  
7 probation office, additional information sought by the Federal Bureau of Investigation and  
8 the professional commitments of United States' counsel, the United States and Ms. Fifer  
9 agree that the January 9th sentencing hearing should be continued until February 13, 2006,  
10 at 2:30 p.m.

11 3. The parties agree that pursuant to Criminal Local Rule 32-2 Ms. Fifer, the  
12 United States and the Probation Officer will be available on February 13, 2006, if that date  
13 is granted.

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**STIPULATION**

Based on the foregoing, IT IS HEREBY STIPULATED AND AGREED that, with this Court's permission, the hearing on Ms. Fifer's Sentencing, currently scheduled for January 9, 2006, shall be continued until February 13, 2006, at 2:30 p.m. It is further AGREED that all parties will be available if that date is granted.  
IT IS SO STIPULATED AND AGREED.

DATED: December 1, 2005      Respectfully submitted,

HELLER EHRMAN LLP

By Michael Shepard (ADC)  
Michael J. Shepard

Attorneys for Defendant  
Brachelle Fifer

DATED: December 1, 2005      UNITED STATES OF AMERICA

By Douglas Sprague (ADC)  
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Attorneys for the United States

Pursuant to the foregoing stipulation, IT IS SO ORDERED.

DATED: 12/6, 2005      /s/ CLAUDIA WILKEN

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THE HONORABLE CLAUDIA WILKEN  
United States District Judge